

<input checked="checked" type="checkbox"/> FILED	<input type="checkbox"/> RECEIVED
<input type="checkbox"/> ENTERED	<input type="checkbox"/> SERVED ON
COUNSEL/PARTIES OF RECORD	
AUG 22 2012	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY _____

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
XOCHITL GARCIA-SANTANA,)
)
Defendant.)
_____)

3:12-cr-00023-RCJ-VPC-1

ORDER


The Court having reconsidered the analysis and decision contained in Order (ECF No. 22) entered on May 11, 2012, the Court now strikes that order and grants the Motion to Dismiss Indictment (ECF No. 15) upon the grounds contained in Defendants motion accordingly,

IT IS HEREBY ORDERED that the Clerk of the Court shall STRIKE the Court's Order (ECF No. 22).

IT IS FURTHER ORDERED that the Motion to Dismiss the Indictment Pursuant to the Due Process Clause of the Fifth Amendment and Title 18 United States Code Section 1326(d) is GRANTED.

IT IS SO ORDERED.

Dated this 22nd day of August, 2012.



ROBERT C. JONES
United States Chief District Judge